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SEP 23 1998

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

Before the  
Federal Communications Commission  
Washington, DC 20554

In the Matter of )  
 )  
Amendment of Section 73.202(b) ) RM-  
Table of Allotments, )  
FM Broadcast Stations. )  
 )  
(Perry, Florida) )

To: Mass Media Bureau (Policy & Rules)

Petition for Rule Making

Albert L. Brooks, by his attorney, respectfully petitions for rule making so as to allot Channel 299C3 to Perry, Florida, as that community's third local FM service. In support thereof, the following is shown.

As this would be an additional local service to Perry, Florida, it is self-evident that the Commission has already found Perry to be a community worthy of its own local radio service. Perry is an incorporated community \*\* county. According to U.S. Census data, its 1990 population was \*\*.

The proposed allotment has become possible, as a result of station WWRQ(FM) Valdosta, Georgia, recently commencing program test operations on Channel 300C3 at Valdosta and filing an application for broadcast license. The Commission's Table of FM Allotments, §73.202 of the rules, was amended to reflect Channel 300C3 at Valdosta, effective February 6, 1998. Mr. Brooks is the licensee of WWRQ(FM) and he affirms that he will operate station WWRQ(FM) pursuant to the parameters set forth in its construction permit (File No. BPH-970730IA) and pending license application

(File No. BLH-980911KK) for Channel 300C3.

The proposed reference coordinates for the new allotment are North Latitude 29° 59' 47"; West Longitude 83° 39' 33". As shown by the attached spacing study prepared by Mr. Brooks consulting engineer, Channel 299C3 may be allotted to Perry at these reference coordinates consistent with all spacing requirements and good engineering practice. A signal of 3.16 mV/m will be placed over the entire community of Perry from the reference coordinates, using the requested Class C3 facilities. Adopting the rule making proposed herein will serve the public interest.

Mr. Brooks will promptly apply for a construction permit for the new station upon favorable Commission action on this petition, and will promptly construct the new facilities upon grant of the application.

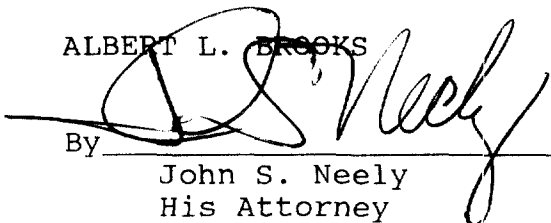
In view of the above, the Commission should amend Section 73.202(b) as follows:

<u>City</u>	<u>Current</u>	<u>Proposed</u>
Perry, Florida	221A 228A	221A 228A 299C3

Respectfully Submitted,

ALBERT L. BROOKS

By

  
John S. Neely  
His Attorney

September 23, 1998

Miller & Miller, P.C.  
P.O. Box 33003  
Washington, DC 20033

**Albert Leon Brooks  
Petition To Add  
Channel 299C3  
Perry, Florida**

**September 1998**

The following technical exhibit has been prepared on behalf of Albert Leon Brooks. The purpose is to request the addition of channel 299C3 to Perry, Florida as that communities third (3rd) local FM service.

Attached as Exhibit-1 is a spacing study showing the clear-area-to-locate channel 299C3, site restricted to the Southwest of the city of Perry. The applicant has recently abandoned channel 299C3 at Valdosta, Georgia for Channel 300C3 at Valdosta, Georgia. The construction of 300C3 is complete and an FCC form 302FM has been filed with the Commission. Exhibit-1 does not recognize Channel 299C3 at Valdosta since it is now abandoned.

Exhibit-2 is a proposed coverage map showing that the 70 dBu (3.16 mV/m) signal contour will fully encompass the city of Perry, Florida without terrain restriction. This plot assumes full power of 25kw ERP and 100m HAAT as allowed for a C3 facility.

Albert Leon Brooks proposes the following:

**Perry, Florida**

<b>Before</b>	<b>After</b>
221A	221A
228A	228A
	299C3

**Conclusion:**

Albert Leon Brooks proposes to add Channel 299C3 to Perry Florida as that communities third (3rd) local FM service and first C3 FM service. The attached technical exhibits clearly show that Channel 299C3 can be added to Perry without interference to any existing or proposed facility and therefore should be granted.

Sept. 15, 1998

  
Clyde Scott, Jr.

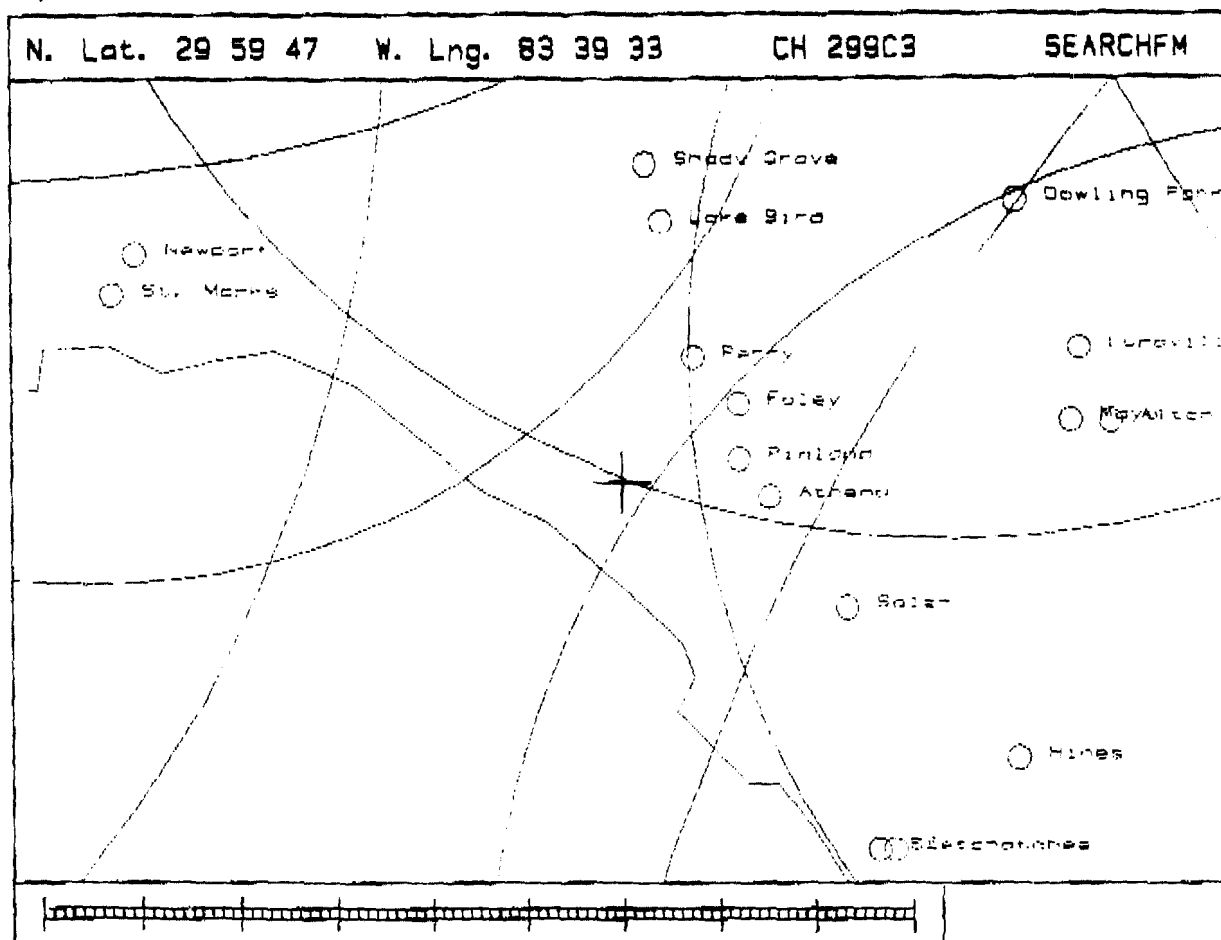
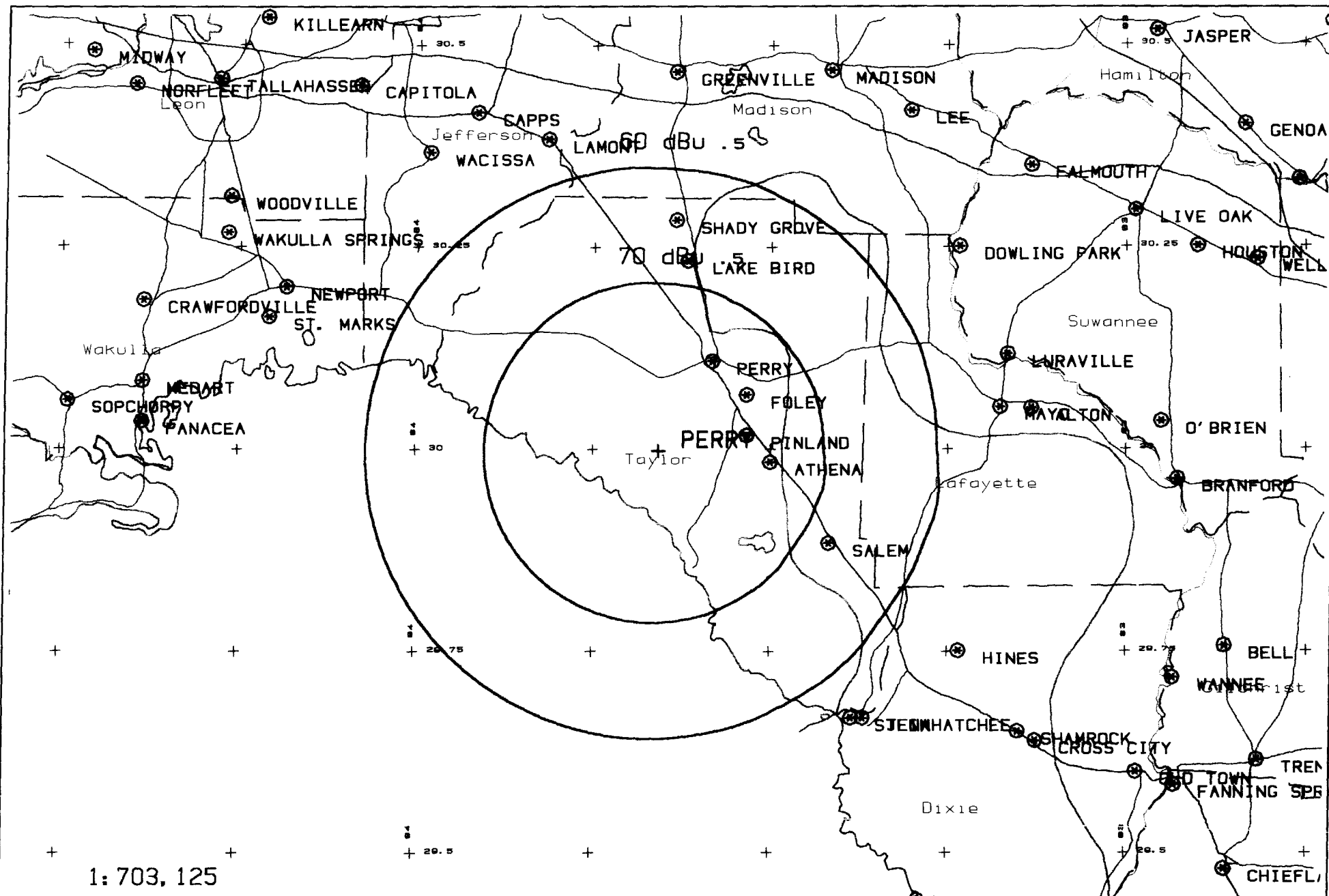
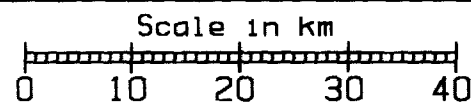


EXHIBIT - 1  
CHANNEL 299C3 - PERRY, FLORIDA

Call	CH#	Location		D-KM	Azi	FCC	Margin
WWRQFM	300C3	Valdosta	GA	99.34	20.2	99.0	0.34
ALOPEN	300A	Chiefland	FL	91.73	125.4	89.0	2.73
WLQHF	300A	Chiefland	FL	91.73	125.4	89.0	2.73
WLGD.C	298A	Columbia	FL	96.73	82.5	89.0	7.73
KA2XXZ	300A	Columbia	FL	96.73	82.5	89.0	7.73
WOKL.C	296C1	Thomasville	GA	85.80	320.0	76.0	9.80
WOKL	296C1	Thomasville	GA	85.80	320.0	76.0	9.80
WMGF	298C	Mount Dora	FL	256.38	117.2	297.0	19.38
WDRK	300C1	Panama City	FL	175.78	286.5	144.0	31.78
WEGC	298C3	Sasser	GA	194.49	340.3	153.0	41.49
WYNR	299C2	Darien	GA	241.52	56.8	177.0	64.52
WYNR.C	299C2	Darien	GA	241.52	56.8	177.0	64.52
WTIFFM	298A	Omega	GA	161.95	3.3	89.0	72.95



1: 703, 125



PERRY 299C3 25kW 104.55M AMSL  
N. Lat. 29 59 52 W. Lng. 83 39 24

PERRY, FLORIDA PROPOSED  
EXHIBIT - 2 - 09/98

**DECLARATION AND QUALIFICATIONS OF PREPARER**

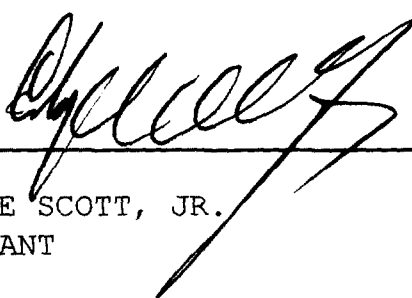
STATE OF GEORGIA )  
CITY OF MOULTRIE )  
COLQUITT COUNTY )

ss:

CLYDE SCOTT, JR. , UNDER PENALTY OF PERJURY, DECLARES AND SAYS  
HE IS A BROADCAST ENGINEER AND PRESIDENT OF EME COMMUNICATIONS.  
HE HAS BEEN ENGAGED TO PREPARE THE ATTACHED TECHNICAL EXHIBIT

THAT HIS QUALIFICATIONS ARE A MATTER OF RECORD BEFORE THE FEDERAL  
COMMUNICATIONS COMMISSION AND HAS BEEN ACTIVE IN THE BROADCAST  
INDUSTRY SINCE 1965 AND IN BROADCAST ENGINEERING SINCE 1972. THAT  
HE IS THE HOLDER OF GENERAL RADIOTELEPHONE LICENSE NO. PG-6-30133.

THAT THE ATTACHED TECHNICAL EXHIBIT WAS EITHER PREPARED BY HIM  
OR UNDER HIS DIRECT SUPERVISION. ALL MATERIAL AND EXHIBITS HERETO  
ARE BELIEVED TO BE TRUE AND CORRECT.

  
\_\_\_\_\_  
CLYDE SCOTT, JR.  
AFFIANT

SEPTEMBER 15, 1998